

From San Francisco:  
Lurline, May 5.  
For San Francisco  
Matsushita, May 6.  
From Vancouver:  
Nihara, May 20.  
For Vancouver:  
Marama, May 19.

# Honolulu Star-Bulletin

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## SCHOFIELD BARRACKS COUNTY FAIR EDITION, MAY 6



### JEFF McCARN'S BAIL IS \$1000

#### TRIAL ON ASSAULT CHARGE SET FOR MAY 13TH

L. L. McCandless Signs Bond For U. S. District Attorney, Charged with Attack Upon Claudius McBride

##### Statement by Mr. McCarn

The following statement was prepared by Mr. McCarn and handed to the Star-Bulletin this morning:

"In speaking of this affair Mr. McCarn refuses to go into details, but says that when the truth is known, as it will be known at the proper time, the public will learn that he has neither acted rashly nor unlawfully in anything that he has done; that he has acted in self-defense strictly, but even under this aspect of the case he regrets as much as anybody in the community the unfortunate affair and says that his conduct in this matter will be approved by every law-abiding citizen in Honolulu when the whole truth is known.

"Witnesses to the encounter between McBride and McCarn state that it is positively untrue that McCarn struck McBride. He says also that immediately upon McBride's striking McCarn another person, unknown to the witness, grabbed McCarn from the rear, pinning his arms and pulling him down to the floor, at the same time McBride rushing upon McCarn from the front, pushing and kicking him to the floor. As McCarn reached the floor his pistol was drawn and at least four or five people were on him, including McBride and the man who got him around the arms. As soon as the pistol was in view McBride called to the parties holding McCarn to take the pistol from him, calling several times to 'hold the gun,' he, McBride, withdrawing as rapidly as he could, getting his grip and running down the steps before McCarn had been released by the crowd."

U. S. District Attorney Jeff McCarn heard his name called in the police court this morning on a charge of assault with a weapon obviously and imminently dangerous to life. Claudius McBride, the Hilo attorney, against whom he is now trying the Freeman Sylvester conspiracy case, is the complaining witness.

After the heated dispute that characterized the day in court yesterday, the attorneys met following adjournment in the hallway near the marshal's office. An exchange of bitter epithets occurred, blows were struck, and an instant later the U. S. district attorney whipped a pistol from his pocket. Closed in on, forced to the floor, then pinioned while the revolver was taken from him, McCarn was made powerless in a very brief time.

This morning Mr. McCarn appeared in the police court, before Judge Monarrat, surrounded by his counsel.

There were, for his attorneys, A. S. Humphreys, Judge Edging, C. W. Ashford and J. Alfred Macdon. Claudius McBride, who swore to the warrant, was represented by L. Andrews.

The court room was packed with a heterogeneous, curious crowd. Lawyers, business men, along with the run of court followers were on hand. Women, children, young men and old—a strange, eager, anxious crowd—stood on tip-toes to see and hear. While all eyes were on him, Mr. McCarn sat silent, a round, black mark on his left eye—a mark made by the blow McBride struck—turned toward the spectators.

Thirteenth on the calendar came the McCarn case. Drunks and a few

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### L. M. WHITEHOUSE USES REVERSE

#### ENGLISH ON THEORY OF CALDWELL

Latter Says Charge City and County, Former Says Charge the Harbor Commission

In line with the theory laid down by John W. Caldwell—a theory that the city and county should pay for services or material given it—L. M. Whitehouse, city and county engineer, has recommended to the board of supervisors that it charge the harbor commission \$86 a month for the removal of debris, thus putting the "re-

### M'CARN-M'BRIDE

#### FIGHT GOES TO THE GRAND JURY

Judge Clemens stated, late this afternoon, that the grand jury would not be called until late in the week, and that the idea of a meeting for tomorrow had been abandoned.

This announcement came after the dispatch of several cablegrams to Washington. It is believed, for the purpose of ascertaining which court has jurisdiction in the McCarn-McBride matter.

The announcement was made at noon today that the federal grand jury will be summoned to meet at eight-thirty o'clock tomorrow morning. The jurors will take up the matter of the McCarn-McBride episode of yesterday afternoon.

The news that the grand jury is to take up the affair came as no surprise to those who keep in touch with court affairs.

All this morning, from ten o'clock till half-past twelve an interested crowd sat in the federal courtroom hoping, most of them, that some more fireworks would be seen and heard. However, two more polite attorneys than McCarn and McBride appeared to be this morning, would be hard to discover anywhere.

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### MONUMENTS

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### SOLDIERS READY

#### TO ENTERTAIN GUESTS AT FAIR

Everything That Goes to Make Up Genuine County Fair to be Found at Schofield

#### LARGE THRONG LEAVES TO ENJOY THE CIRCUS

Midway Includes All Attractions That Go to Make Famous Such an Institution

(Staff Correspondence)  
SCHOFIELD BARRACKS, May 6.—Everyone interested in the county fair, and that means the entire post, was up early today for a squint at the weather and the outlook was all that could be desired. After days of strenuous work the thought of a stormy day for the big event was anything but pleasant and it was with general relief that the weatherwise sized up the situation today. When the Honolulu excursionists arrive this afternoon, everything will be in readiness to give them a real welcome.

The county fair grounds have been the busiest spot in post for the past few days, and this morning the tent city began to take on some semblance of order. Everything that belongs is on hand, from a real merry-go-round to a greased pig.

There is a midway, with all the attractions usually found in such places, including the "Mexican dodger," who will match his skill against the hurling accuracy of the baseball players. The dodges will start at 2:30, with a monster parade in which all the performers will take part. Then comes the circus, and later on a vaudeville show that is heralded as the real thing. The army people are looking forward with keen anticipation to the get-together day and Honoluluans are sure of a royal welcome.

SCHOFIELD BARRACKS, May 6.—Schofield has been transformed from (Continued on page two)

U. S. District Attorney Jeff McCarn, charged with assault with a weapon obviously and imminently dangerous to life.

### JURISDICTION OF UTILITIES BOARD IS QUESTIONED

Koolau Railway Company Offers to Furnish Information "As a Matter of Courtesy"

For the second time within the past three months, the Koolau Railway Company has questioned the jurisdiction and rights of the Public Utilities Commission, according to the opinion of the members of that body. This became evident yesterday afternoon when, at a meeting of the commission a communication was read from the company regarding a complaint made against it by Manuel Sylvester, who holds that the company is charging excessive rates for transportation of sugar cane. The letter informs the commission, that, "as a matter of courtesy," the company is willing to enlighten the board on the question of rates which has been raised by the complaint.

The phrase, "as a matter of courtesy," is what has led the members of the commission to believe that the Koolau Railway Company again is raising the question of jurisdiction. Under the public utility act, all utility companies shall at any time furnish the commission with any information which the latter may desire, on matters on which it is given power to investigate. Therefore, as Commissioner A. J. Cignoux said this morning, the commission is invested with the power to demand such information, regardless of the fact that certain corporations—of which the Koolau Company is one—comes mainly under the jurisdiction of the interstate commerce commission.

Section 6 of the public utility law reads as follows:

"Section 6. Public utilities to furnish information. 'Every public utility shall, at all times, upon request furnish to the commission all information which it is given power to investigate, and shall permit the examination of its books, records, contracts, maps, and other documents by the commission, or any of its members, or any person authorized by it

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### LAST RITES OVER ASHES OF LATE COL. D. M. APPEL

The funeral services of Col. D. M. Appel, late chief surgeon of the Hawaiian department, who died in Honolulu recently of the result of heart failure, will be held Thursday afternoon at 2 o'clock, 1841 Nuuanu street, at the home of Lieut. Col. F. P. Reynolds.

Reynolds, 1841 Nuuanu street, at 2 o'clock, Chaplain William R. Scott, of the 3d Infantry, Fort M. S. Shafter, will officiate. The ashes of the deceased will be placed aboard the Thomas for transport to the mainland.

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The parade to the station was made up of several sections. First came the band, followed by the Governor Pinkham in an automobile. After these were the Ad club banners, President W. T. Farrington and Mayor J. J. Fern, the White Brigade, the

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### LORDS DEFEAT SUFFRAGE BILL

#### GEN. FUNSTON GIVEN FREE HAND IN VERA CRUZ

By Plurality of 44, Upper House of the British Parliament Rejects the Measure That Would Allow Votes for Women

(Associated Press Cable)  
LONDON, England, May 6.—After a long and bitter debate the House of Lords, today, rejected the woman's suffrage measure by a plurality of 44.

This bill already has twice been passed by the House of Commons and this is the second time the upper house has rejected it.

(Associated Press Cable)  
VERA CRUZ, Mex., May 6.—Lacking definite information, Brigadier-general Frederick Funston believes that the movement of the troops should be solely for the protection of the railroad lines between this point and Mexico City.

It is generally conceded that General Funston has been given a free rein in dealing with the local situation. General Funston has been authorized to use his own judgment in extending railroad lines and all matters that may unexpectedly arise. Judging from past performance it is taken that the government has sufficient confidence in General Funston's ability to handle the situation.

### PROMINENT MEN OF JAPAN GREET PROF. M. M. SCOTT

Hawaii Educator Has Trained Many Leaders of Present Nippon Government

(By RILEY H. ALLEN, Staff Correspondence)  
TOKIO, Japan, Apr. 19.—Back in the country where he did signal service to the cause of educational progress four decades ago, Prof. M. M. Scott, principal of McKinley High school of Honolulu, is receiving a warm welcome in Japan.

Many of his former pupils, now high in Japan's official and business life are greeting him on his first day in Tokio since he left the capital 33 years ago.

It is hardly too much to say that Professor Scott's former pupils are main factors in the Japanese government of the present time. The new minister of foreign affairs, Baron Ta-kaako Kato, chosen for the Okuma cabinet at a peculiarly critical time in Japanese foreign policy, learned his fundamentals of government and economics from Professor Scott. Today there came to Professor and Mrs. Scott an invitation to a dinner at the home of Baron and Baroness Kato on Tuesday evening. Mr. and Mrs. Mott-Smith are the other members of the Hawaii party who will attend. Mr. Mott-Smith being the official head of the party and representing the Honolulu Chamber of Commerce.

Though he has risen high in the service of his country, Baron Kato (Continued on page six)

### AD CLUB LEADS REVELERS OFF TO SCHOFIELD

Rear-Guard of Honoluluans Will Depart for Tent City Circus Grounds on Evening Train

Honolulu emptied into Schofield Barracks today; that is, a goodly part of it did. The rest will go this evening. The County Fair is on, and Honolulu is there.

Beginning early this morning and well into the afternoon Honolulu folks left for the scene of the service people's celebration. Promptly at 12 o'clock the members of the Honolulu Ad Club and their friends gathered at the Young hotel to get in order prior to departing for the barracks on their special train. Several hundred people, both men and women, assembled, decked in the yellow and white of Honolulu's big booster organization. Aside from the members of the Ad Club, there were representatives of the Chamber of Commerce of Honolulu and many other local organizations.

At 12:30 o'clock the command was given to assemble, and the delegation lined up on Bishop street behind the Hawaiian band. A large and interested crowd lined the sidewalks to watch the boosters depart. To music from the band, led by Captain Berger, the parade started. The line of march led up Bishop to Hotel street. Along Hotel to Fort street, down Fort to King street and along King street to the O. R. & L. station, where a special train, chartered by the Ad Club, was in waiting.

The parade to the station was made up of several sections. First came the band, followed by the Governor Pinkham in an automobile. After these were the Ad club banners, President W. T. Farrington and Mayor J. J. Fern, the White Brigade, the

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### TAXES MUST BE PAID UP BEFORE LICENSE ISSUES

Such is Unanimous Opinion Handed Down by the Supreme Court Today

In a unanimous opinion handed down this morning by the supreme court, written by Justice Watson, the constitutionality of the new statute requiring all back taxes to be paid by applicants for merchant licenses is upheld.

The case arose over the application of Joseph Kalana, a huckster, for a writ of mandamus directing the city and county treasurer to issue him a license without requiring that his arrear taxes be paid as a condition precedent.

Several points were raised in defense of the application, and in support of the contention that the law is unconstitutional, a chief one of which was that the law is ex post facto. The court rules this point down, saying that the statute does not impose any penalty for the past delinquency nor attempt to punish the applicant for any past offense; hence it is not in conflict with the provision of the federal constitution prohibiting the passage of ex post facto laws.

P. L. Weaver, deputy city and county attorney, and Leslie P. Scott, deputy attorney-general, were respondents; N. W. Allen and E. K. Ali for the petitioners.

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### Wireless Apparatus Is Wrecked In Explosion; Captain and 26 Saved

(Associated Press Cable)  
BOSTON, Mass., May 6.—The S. S. Franconia reports that the British Columbian was burned as a result of an explosion early Sunday morning. The explosion wrecked the wireless apparatus, thus cutting off the crew of the doomed vessel from all communication with the outside world.

The survivors, 13 in number, were adrift for 40 hours and were in a frightful condition when picked up. A late wireless to the Sable Island station from the S. S. Manhattan states that that vessel has picked up Captain McDonald and 13 members of the crew of the British Columbian.

### Great Britain Collects \$62,000 With Ultimatum

(Associated Press Cable)  
PORT-AU-PRINCE, Haiti, May 6.—Great Britain has issued an ultimatum to the government of the Republic of Haiti, demanding the payment of the \$62,000 indemnity awarded by the court of arbitration for the destruction of a mill.

The ultimatum expires at sundown, today, and payment must be made before that time. Congress has authorized the government to concede to the demands of the European power.

### Indecisive Battle at Tampico, General Villa Moving to East

(Associated Press Cable)  
WASHINGTON, D. C., May 6.—Rear-admiral Charles J. Badger reports a battle at West Tampico between federal and constitutionalist troops as indecisive.

The report of Admiral Badger further states that it is commonly rumored along the Mexican east coast that General Villa is advancing toward Tampico, to affiliate with the rebel forces and endeavor to drive the federals from that port.

### Soldier, Discharged Here, Held on a Serious Charge

(Associated Press Cable)  
SAN FRANCISCO, May 6.—Joel Colvin, a discharged soldier, who has served with the troops in the Hawaiian Department, is held here upon a complaint lodged by Mrs. Crumley, who alleges that Colvin brought her and her daughter from Honolulu to this city, under the pretense that she was his wife and her daughter his child.

The woman claims that the former soldier deserted her shortly after their arrival in San Francisco.

### Sheriff and Police Must Disarm in Trinidad, Colo.

(Associated Press Cable)  
TRINIDAD, Colo., May 6.—Major Willard A. Holbrook, at a mass meeting here, advised all miners to disarm, stating that it was the intention of the military authorities that no civilian should be allowed to carry a revolver until the strike situation had been satisfactorily adjusted.

Even the sheriff and members of the police force must refrain from wearing arms, according to Major Holbrook.

### Rebels Reported Defeated

(Associated Press Cable)  
EL PASO, Texas, May 6.—Reports have reached this city of the defeat of Mexican federal troops by the constitutionalists near Saltillo. Saltillo has been reported evacuated by the federals and the report denied several times within the past few weeks and no reliance is placed upon unauthenticated rumors.

### Garrison Asks \$25,000 For Use on Panama Canal Posts

(Associated Press Cable)  
WASHINGTON, D. C., May 6.—Secretary of War Lindley M. Garrison has requested Congress an appropriation of \$25,000 for use in handling the sanitation of the various army posts of the Panama Canal.

(Additional cable news may appear)